

UNITED STATES DISTRICT COURT  
DISTRICT OF MARYLAND

CHAMBERS OF  
SUSAN K. GAUVEY  
U.S. MAGISTRATE JUDGE

101 WEST LOMBARD STREET  
BALTIMORE, MARYLAND 21201  
(410) 962-4953

July 17, 2003

Price O. Gielen, Esq.  
Neuberger, Quinn, Gielen, Rubin, & Gibber, P.A.  
27th Floor  
One South Street  
Baltimore, MD 21202

Mr. Mark L. McDonald  
Ms. Carol Scott Stevens  
111 Park Avenue  
Elberon, NJ 07740

Re: Antwerpen Chevrolet, LTD., et. al., v. Resolution  
Providers, Inc., et. al., Civil No. CCB-02-1271.

Dear Counsel, Ms. Stevens, and Mr. McDonald:

As I stated in my June 17, 2003 letter order, I intended to rule on the pending motion to compel after receipt of the affidavit of Ms. Stevens' physician. I have received that affidavit and further have discussed the matter in subsequent telephone conferences. Based on the affidavit, I have concluded that Ms. Stevens' health would permit a deposition, but in recognition of her medical condition, if the plaintiff wishes to depose Ms. Stevens, that deposition must be taken in New Jersey at a location reasonably close to her residence.

As to Mr. McDonald, it appears that Mr. McDonald's deposition could be taken in Maryland so long as it did not occur at a time in Ms. Stevens' monthly treatments where his assistance on a 24 hour basis might be necessary.

Accordingly, the motion to compel the depositions of Ms. Stevens and Mr. McDonald (Paper No. 52) is granted in part and denied in part.

Despite the informal nature of this letter, it is an Order of the Court and shall be docketed as such.

Sincerely yours,

/s/

Susan K. Gauvey  
United States Magistrate

Judge

cc: Honorable Catherine C. Blake  
Court File